

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE**

|  |   |                          |
|--|---|--------------------------|
| <b>CANAL INSURANCE COMPANY,</b>          | ) |                          |
|  | ) |                          |
| <b>Plaintiff,</b>                        | ) |                          |
|  | ) |                          |
| <b>vs.</b>                               | ) | <b>No. 3:13-CV-00447</b> |
|  | ) |                          |
| <b>MOORE FREIGHT SERVICES, INC.,</b>     | ) |                          |
| <b>PATTY C. WILSON, individually and</b> | ) |                          |
| <b>as administrator of the ESTATE OF</b> | ) |                          |
| <b>JERRY WILSON, HOSPITALITY</b>         | ) |                          |
| <b>PROPERTIES TRUST d/b/a</b>            | ) |                          |
| <b>TRAVELCENTERS OF AMERICA,</b>         | ) |                          |
| <b>TRAVELCENTERS OF AMERICA,</b>         | ) |                          |
| <b>LLC, TRESTON WESLEY HARRIS,</b>       | ) |                          |
| <b>EASTBRIDGE TRAILERS, and</b>          | ) |                          |
| <b>UTILITY TRAILER MANUFACTURING</b>     | ) |                          |
| <b>COMPANY,</b>                          | ) |                          |
|  | ) |                          |
| <b>Defendants.</b>                       | ) |                          |

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**STIPULATION**

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It is hereby stipulated and agreed by and between all counsel of record that:

- 1) TA Operating LLC is substituted for Hospitality Properties Trust d/b/a Travelcenters of America and Travelcenters of America, LLC.
- 2) Hospitality Properties Trust d/b/a Travelcenters of America and Travelcenters of America, LLC are dismissed without prejudice from the instant action.
- 3) It is stipulated that TA Operating LLC operated the truck service facility at the Travelcenters of America site in Lamar, Pennsylvania on October 17, 2011.

4) To correct the identification of the proper party, TA Operating LLC,  
the parties agree that the caption of record should be changed as follows:

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE

Canal Insurance Company,  
  
Plaintiff,

v.

Case No. 3:13-CV-00447

Moore Freight Services, Inc.,  
Patty C. Wilson, individually and  
As administrator of the Estate of  
Jerry Wilson, TA Operating LLC,  
Treston Wesley Harris, Eastbridge  
Trailers, and Utility Trailer  
Manufacturing Company,

Defendants

Respectfully submitted,

RAINEY, KIZER, REVIERE & BELL, P.L.C.

By: s/ R. Dale Thomas  
R. DALE THOMAS, #13439  
Attorney for Plaintiff Canal Insurance Company  
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RAWLE & HENDERSON LLP

By: s/ Melissa R. Knoerzer  
MAUREEN E. DALEY  
MELISSA R. KNOERZER  
Attorneys for TA Operating LLC and Treston  
Wesley Harris  
The Widener Building  
One South Penn Street  
Philadelphia, PA 19107

### **CERTIFICATE OF SERVICE**

The undersigned certifies that a true copy of this pleading or document was served upon counsel for each of the parties by mailing postage prepaid or by delivery to the person or office of such counsel.

Utility Trailer Manufacturing Company  
c/o Registered Agent for Service of Process  
Paul F. Bennett  
17295 E. Railroad St.  
City of Industry, CA 91748

Patty C. Wilson, Individ. and as Admin. of the Estate of Jerry Wilson  
1948 Twin Ponds Drives  
Hickory, NC 28601

Moore Freight Services, Inc.  
c/o Registered Agent for Service of Process  
Dan R. Moore  
2000 Eastbridge Pkwy.  
Mascot, TN 37806-1500

Eastbridge Trailers  
c/o Agent for Service of Process  
Dan R. Moore or Steve Sparks  
2000 Eastbridge Pkwy.  
Mascot, TN 37806-1500

This the 3<sup>rd</sup> day of September, 2013.

s/ R. Dale Thomas